

Burns Harbor Town Council
Regular Meeting
July 13, 2016

The Town Council of the Town of Burns Harbor, Porter County, Indiana met in its regular session on Wednesday, July 13, 2016 in the Town Hall. The meeting was called to order by Council President, Raymond Poparad at 7:08 p.m.

The Pledge of Allegiance to the American Flag was recited.

Roll Call: Toni Biancardi ----- Present

Andrew Bozak ----- Present

Eric Hull ----- Present

Raymond Poparad ---- Present

Marcus Rogala ----- Present

Clerk-Treasurer Jane Jordan was present. A quorum was attained.

Additional Officials Present: Attorney Clay Patton, Street Superintendent Pat Melton and Building Commissioner/Fire Chief/Sanitation Superintendent William Arney.

Also Present: Jeff Schultz of the Chesterton Tribune

Approval of Minutes:

Councilman Hull made a motion to approve June 8, 2016 meeting minutes. Councilwoman Biancardi seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Reports:

Councilman Poparad stated I am going to try a new program here. We all have reports in our boxes and I am going to leave it at that. If anybody has any questions of any of the department heads, now is the time to ask them otherwise we are going to move on.

Councilman Rogala informed the Council and Building Commissioner Arney that Tech Drive is getting bad again. Councilman Poparad stated that is not ours is it not? Building Commissioner Arney informed the Council that previous Councils have acted by contacting the business owners. The owners used to have a shared party agreement but, those people are no longer there. I have new contacts and will report at the next meeting.

Councilwoman Biancardi asked about the house in the Village subdivision (1135 Harbor Way). Fire Chief Arney informed the Council he has been in contact with the insurance company and adjusters. The contractor is licensed. The house is a community hazard. Town Marshal Heckman has had to chase kids out of the house. It is also effecting the rebuild of 1133 Harbor Way. If there is no action on demolition of the home by next week, can the Town do an emergency condemnation under the unsafe building act? It would be at the Town's expense and then a lien could be filed on the property. Councilman Poparad asked Attorney Patton to contact the insurance companies and adjusters. If they stall him, we will go from there. Councilman Bozak made a motion that allows Council President Poparad and the Attorney to proceed with condemnation if the house isn't demolished in a week. Councilman Hull seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Park Board President Amanda Sucku informed the Council the 5K Footloose was the largest attended year so far. Forty-seven teens attended the Teen Beach Party. Fifty-four kids are enrolled for Day Camp and Art Camp is full. Fire Camp is the end of July.

Councilman Poparad moved representatives from ArcelorMittal ahead in the meeting. Susan Zlajic, Ken Walker, Doug Bilski and Carl Pfeifer of ArcelorMittal USA presented to the Council the Mill's Power House Project which consists of the rehabilitation of three boilers, two turbo generators, the turners, one turbo blower and the rebuilding of the water treatment plant.

After discussion, Councilman Hull made a motion that the Town accepts the abatement request and move forward with approving the abatement on the Power House Rebuild and giving Council President Poparad permission to sign the paperwork once it is prepared. Councilman Rogala seconded the motion. Councilman Hull stated I am glad you are here and have come to talk to the Town. If there is opportunity for us to help you, a vital interest in the town, we are happy to have conversation to see where we can help out as well. Councilman Poparad stated please, make sure you do come back and talk to us if you have something else. Councilwoman

Burns Harbor Town Council
Regular Meeting
July 13, 2016

Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Councilman Bozak invited ArcelorMittal and their employees to participate in the Town's Food Court Square.

Councilman Poparad moved James Derkos from Indiana Flame ahead in the meeting. Mr. Derkos explained when Indiana Flame filed their original CF-1 and abatement; they made statements on the original abatement request showing an average employee count of forty-two at a certain payroll. Indiana Flame is a steel torch cutting technology operation. The tons that were produce reached a peak then declined over the last couple of years. Indiana Flame tried to keep their personnel in line with the level of production. On the production tons alone, they could not handle forty-two employees so, there was a drop over the last couple of years. He did not have information on hand of the future anticipated production schedule but, thinks it will go up slightly.

Councilman Poparad stated that is why it had dropped down from your original estimate on the compliance statement of benefits.

After further discussion, Councilman Rogala made a motion that the Town approves Indiana Flame's 2016 pay 2017 tax abatement request. Councilman Bozak seconded the motion. Councilman Poparad stated if tonnage goes up, your employees will probably have to go up, correct? Mr. Derkos stated correct. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Councilwoman Biancardi stated next year, Jim (Derkos), if you could show us again if there is a fluctuation that would be great.

The following purchase orders were presented for discussion: purchase order #2392, 2393, 2397, 2398, 2399, 2419 and 2425.

Correspondence:

IDEM – Notice of Public Comment – American Iron Oxide Com. US 12 Portage renew Part 70 Operating Permit
IDEM – Notice of Public Comment – NIPSCO Baily Generating Station Modification to Part 70 Operating Permit
IDEM – Notice of Public Comment – Worthington Steel renew Federally Enforceable State Operating Permit
IDEM – Approval of Continental Midland Group, Valparaiso Registration Permit
IDEM – Approval of Oil Technology on-site contractor for ArcelorMittal Title V Operating Permit Renewal
IDEM – Approval of MonoSol, Portage Title V Administrative Amendment
IDEM – Approval of Ardagh Metal Beverage USA, Valparaiso MSOP Administrative Amendment
Forum – 2016 Annual membership dues
Indiana Dunes Tourism – 2016-2018 Tourism Strategic Plan & 2016 Business Plan
Indiana Dunes Tourism – Dunes-Kankakee Trail Dedication July 20th
United States Department of Interior – East Branch Little Calumet River Use Management Plan
Indiana Flame Service Co. Form CF-1/PP

Councilman Hull volunteered to attend the Dunes-Kankakee Trail dedication.

Councilwoman Biancardi made a motion that the Town pays its 2016 Forum dues. Councilman Hull seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Councilwoman Biancardi informed the Council that the Town received a five hundred dollar grant from the Forum and thanked Sarah Oudman for assistance with the project. Anyone from the community wants to help, we will be burying three boxes around town at strategic locations.

Presentations, Resolutions, Ordinances and Remonstrance:

Resolution 2016-14 ArcelorMittal Petition for an Assessed Valuation Deduction:

Discussion moved ahead in the agenda.

Ordinance 273-2016 Amending Text of the Department of Redevelopment Ordinance:

Councilwoman Biancardi stated from last month we added the language to reflect the bill that was just passed about the school board appointment. We also cleaned it up a bit. Our terms said we were on the RDC as long as we were in office but, Indiana Code says one year.

Burns Harbor Town Council
Regular Meeting
July 13, 2016

Councilman Hull made a motion that the Town adopts **Ordinance 273-2016 Amending Text of the Department of Redevelopment Ordinance**. Councilwoman Biancardi seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Ordinance 273-2016 passed on its first reading.**

An Ordinance of the Town of Burns Harbor Town Council Amending the Text of the Department of Redevelopment Ordinance

WHEREAS, the Burns Harbor Town Council has adopted a Department of Redevelopment Ordinance codified as Chapter 2 of the Town Code of Burns Harbor, Indiana;

WHEREAS, the Burns Harbor Redevelopment Commission has initiated certain amendments to the text of portions of the Redevelopment Ordinance in order to provide for appointments to the Commission and for the organization of the same;

WHEREAS, a public hearing has been held before the Burns Harbor Redevelopment Commission and said Commission has paid reasonable regard in preparing and considering the proposal, and now certifies its proposal to amend the text of portions of its Department of Redevelopment Ordinance to the Burns Harbor Town Council;

WHEREAS, notice has been given in accordance with Indiana Code of all proceedings concerning these text amendments; and

WHEREAS, the Burns Harbor Town Council concurs with its Redevelopment Commission and accepts this proposal;

NOW THEREFORE, be it and it is hereby ordained by the Burns Harbor Town Council as follows:

Section 1. That Chapter 2, Section 2-37 of the Town Code of the Town of Burns Harbor shall be amended as follows:

4.1 Commission Membership: The Commission shall consist of five (5) voting members as follows:

- a. The President of the Burns Harbor Town Council shall appoint three (3) of the five (5) members of the Town Council to the Burns Harbor Redevelopment Commission.
- b. The Burns Harbor Town Council shall appoint, by a majority vote, the two (2) additional members of the Redevelopment Commission.
- c. The Commission members referred to in subsection (b) above shall be residents of the Town of Burns Harbor and shall not be a paid or unpaid municipal officer or employee of the Commission and/or Town.
- d. Each Redevelopment Commissioner, before taking his or her duties, shall execute a bond payable to the State of Indiana ("the State"), with surety to be approved by the Council President. The bond must be in a penal sum of Fifteen Thousand Dollars (\$15,000.00) and must be conditioned on the faithful performance that may come into his or her hands or under his or her control. The cost of the bond shall be paid by the special taxing district.

4.2 Terms of Appointment:

Each redevelopment commissioner shall serve one (1) year terms from January 1st thru December 31st or until his/her successor is appointed and qualified. If a vacancy occurs, a successor shall be appointed in the same manner as the other commissioners, and the successor shall service for the remainder of the vacated term.

4.3 Non-voting Advisor:

A nonvoting adviser appointed under this section:

- (1) must also be a member of the school board of a school Corporation that includes all or part of the territory served by the redevelopment commission or an individual recommended by the school board to the entity that appoints the nonvoting adviser;
- (2) is not considered a member of the redevelopment commission for purposes of this chapter but is entitled to attend and participate in the proceedings of all meetings of the redevelopment commission;
- (3) is not entitled to a salary, per diem, or reimbursement of expenses;
- (4) serves for a term of two (2) years and until a successor is appointed; and
- (5) serves at the pleasure of the entity that appointed the nonvoting adviser.

4.4 Organization of the Board:

- a. The Commission shall choose one (1) of their members as president, one (1) member as vice president and one (1) member as secretary.

Burns Harbor Town Council
Regular Meeting
July 13, 2016

- b. The fiscal officer of the Town of Burns Harbor is the treasurer of the redevelopment commission.

Section 2. This Ordinance shall be in full force and effect from and after its passage, approval, recording and publication as provided by law.

Councilman Hull made a motion that the Town declares an emergency and suspends the rules of adopting an ordinance in two separate meetings. Councilwoman Biancardi seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Councilman Hull made a motion that the Town adopts **Ordinance 273-2016** on its second reading. Councilwoman Biancardi seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Ordinance 273-2016 passed and was adopted.**

Resolution 2016-13 Requesting CF-1 Forms to contain Council President's Signature for Tax Abatement:

Councilman Poparad indicated that in the past, companies have submitted their forms to the County without Town review.

Councilman Hull asked if there was a trigger for the County to kick that back to the Town.

Attorney Patton stated that's what this resolution would do. I want to clarify; there was a question whether it should be the County Auditor or County Assessor. In statute under 6-1.1-12.1-5.6 the Company has to provide the statement of benefits to the County Auditor and the designating body. So, if the Council wants to put the County Auditor and County Assessor so we cast the net wider. I do believe the County Auditor needs to be included based upon my review of the statute.

Clerk-Treasurer Jordan stated in speaking with the Assessor's office, they find that more often than not, the CF-1 gets filed in their office and they take it to the Auditor if need be. The Auditor deals with real property abatement and the Assessor deals with personal property abatement. There are times when the company would turn the form into one versus the other based upon the type of abatement they were granted. Although we don't have any real property abatements in town currently, that doesn't mean we wouldn't in the future. As Clay (Patton) said making sure everyone is covered.

Councilwoman Biancardi stated I think we should include both if the State Code says both.

Councilman Rogala made a motion that the Town adopts **Resolution 2016-13 A Resolution Requiring CF-1 Forms Regarding Compliance with Statement of Benefits to Contain Council President's Signature for Tax Abatements** which will be amended to include submissions made to both the County Auditor's and County Assessor's offices. Councilman Hull seconded the motion. Councilman Poparad stated this is so Companies can't submit their forms for tax abatement without the Town knowing or reviewing it. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Resolution 2016-13 passed and was adopted.**

Resolution 2016-13 A Resolution Requiring CF-1 Forms Regarding Compliance with Statement of Benefits to Contain Council President's Signature for Tax Abatements

WHEREAS, Indiana Code § 6-1.1-12.1 et al. permits the Town of Burns Harbor, Porter County, Indiana, Town Council to find that an area within its jurisdiction is an economic revitalization area; and **WHEREAS**, Indiana Code § 6-1.1-12.1 et al. requires a property owner who desires a property tax deduction under the statute to file a deduction application with the Town Council via a Statement of Benefits form; and

WHEREAS, Indiana Code § 6-1.1-12.1-5.6 requires a property owner whose Statement of Benefits was approved to annually submit a Compliance with Statement of Benefits form (CF-1) with the Porter County Assessor and/or the Porter County Auditor and the Town Council; and

WHEREAS, the Town Council has been made aware that certain Compliance with Statement of Benefits forms (CF-1) have been submitted to the Porter County Assessor and/or the Porter County Auditor, but have not been submitted to the Town Council; and

WHEREAS, the Town Council wishes to clarify any miscommunication amongst the Town, the Porter County Assessor, Porter County Auditor and any property owners regarding the Compliance with Statement of Benefits form (CF-1), so that said form is filed with the Town Council by the submitting property owner;

Burns Harbor Town Council
Regular Meeting
July 13, 2016

NOW, THEREFORE, BE IT RESOLVED by the Burns Harbor Town Council, Porter County, Indiana, that all affected property owners shall submit a Compliance with Statement of Benefits form (CF-1) with the Porter County Assessor and/or Porter County Auditor and the Burns Harbor Town Council.

BE IT FURTHER RESOLVED that if the Office of the Porter County Assessor and/or the Office of the Porter County Auditor receive a Compliance with Statement of Benefits form (CF-1) for a property located within the jurisdiction of the Burns Harbor Town Council that is not signed for and on behalf of the Town Council, the Town is requesting said Office(s) to promptly notify the Clerk-Treasurer of the Town of Burns Harbor within three (3) business days.

BE IT FURTHER RESOLVED that if the Office of the Porter County Assessor and/or the Office of the Porter County Auditor receive a Compliance with Statement of Benefits form (CF-1) for a property located within the jurisdiction of the Burns Harbor Town Council that is not signed for and on behalf of the Town Council, that said Compliance with Statement of Benefits form (CF-1) shall be deemed that the property owner **IS NOT** in substantial compliance with the corresponding Statement of Benefits.

BE IT FURTHER RESOLVED that the July 9, 2003 tax abatement granted to ISG Burns Harbor, Inc. (n/k/a ArcelorMittal), under Burns Harbor Resolution No. 57 entitled Declaratory Resolution for the Designation of an Economic Revitalization Area, is exempt from the provisions of this Resolution.

BE IT FURTHER RESOLVED that the Clerk-Treasurer of the Town is hereby directed to file with the Office of the Porter County Assessor and the Office of the Porter County Auditor, a certified copy of this Resolution and a copy of the meeting minutes which approved this Resolution.

BE IT FURTHER RESOLVED that if any part, clause, or portion of this Resolution shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this Resolution as a whole or any other part, clause, or portion of this Resolution.

BE IT FURTHER RESOLVED that this Resolution shall be in full force and effect from and after its passage and adoption by the Town Council and its execution by the appropriate signatories hereto.

New Business:

2017 Budget workshop meetings:

Council consensus was to hold its first budget workshops on Wednesday, July 20th at 7:30 p.m. and Thursday, July 21st at 5:00 p.m.

Town picnic donations:

Councilman Bozak made a motion that the Town donates one thousand dollars to the Burns Harbor Picnic Committee for its 2016 Town Picnic. Councilwoman Biancardi seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Snowplow loan payoff:

Clerk-Treasurer Jordan informed the Council that the fifth of ten snowplow loan payments is due August 12th. The payoff is \$58,116.88. If the Council chooses to pay off the loan in August, they would save \$2211.15 in interest. There is \$54,000 remaining in the CEDIT Fund, \$41,333 in CCD Fund but, there is FEMA grant match of \$11,000 that would need to be paid from those funds. The Town should be able to come up with \$10,000 out of the Town Council's General Fund if the Council wants to pay the loan off this year.

Councilwoman Biancardi stated was is the yearly payment.

Clerk-Treasurer Jordan stated we have two payments each year that are just over \$10,000 each due in February and August.

Councilwoman Biancardi made a motion that the Town pays the snowplow loan in full using the various funds as to not deplete any one fund. Councilman Hull seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

June property tax distributions:

Clerk-Treasurer Jordan informed the Council that the Town's June property tax distribution was fifty-four percent of the taxes we should receive in 2016. It is typical for the Town to receive more in June than December. All of the sanitation and violation liens the Town recorded were paid and have been released.

Councilman Bozak asked what do you mean by sanitation liens.

Clerk-Treasurer Jordan stated when people fall more than ninety days past due, then the Town can file a lien on their property for the amount they are past due. That lien appears on their property tax bill. When they pay their bill, usually they will pay the lien too. That money is then distributed in June and December at the same time as the property tax distributions.

Burns Harbor Town Council
Regular Meeting
July 13, 2016

Approval to Pay Vouchers:

Councilman Hull moved to approve all vouchers with three or more signatures. Councilwoman Biancardi seconded the motion. Councilman Poparad asked there is a claim for five thousand dollars for upgrade and maintenance. Clerk-Treasurer Jordan stated for Keystone? That is the software that is on my computer for Payroll, Budget, Asset and Inventory tracking, Sanitation Billing and Corinne's (Peffer's) Sanitation Billing. It is an annual maintenance, updates and support fee. If we do not pay it, we do not have access to the software because it is set to shut off when the year expires. Councilman Hull asked the Ford Explorer tune-up; is it running okay now? Fire Chief Arney said yes. It was going in for a tune-up and five of the eight plugs broke off in the head, which is where the expense came was. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Approval of Financial Report:

Councilwoman Biancardi moved to approve the June 2016 financial report. Councilman Hull seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

Old Business:

Town auction declare items as surplus:

Councilwoman Biancardi made a motion that the items on the following list be declared surplus and sold at auction on July 23rd. Councilman Hull seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

AUCTION ITEMS BY DEPARTMENT

Town Hall

- 7 padlocks with keys
- Tri-fold shovel
- 2 artificial plants
- Microphone stands
- Humidifier
- Bunn coffee maker with no pot
- 2 black metal bookshelves with 4 shelves and sliding glass doors
- Comment box
- L shaped desk
- Sharp AR-235 copier, serial number 26501032
- Indiana Code Books 1989-2000
- Epson wide format 1400 photo printer w/cartridges, serial number JN7E040544
- Book shelf, metal with 6 shelves
- 2 wall clocks
- Under desk PC holder mount
- Wall mount metal slotted document holder
- Rubber cable/cord covers
- Decorative wooden wall shelf (oak finish)
- 2 handheld vacuums

Park Department

- Lakewood oil filled heater, Model 7000/a
- Bookcase, 7'x3'16"
- Frigidaire deep freezer, 34"x27"x23"
- Coleman Powermate pressure washer, Model 1600

Building Department

- Old drafting table
- Flat bed scanner

Sewer Department

- Gas powered air mover

Burns Harbor Town Council
Regular Meeting
July 13, 2016

Fire Department

- 7 Aluminum trays different sizes
- 4 Spade shovels
- 3 Brush rakes
- Sledge hammer
- Bathroom mirror
- Old fire ground Water Monitor
- Old hydraulic spreader/ Cutter (bad cylinder)
- Hose tester/Pressure washer
- Refrigerator
- Old Husqvarna chainsaw
- Old AED dead battery
- 2 corded HP keyboards
- 1 12-foot hook poles
- Mop bucket with ringer
- United Express Line Trailer, 2007 Vin#48BTE16297A090773

General Maintenance Department

- Idealarc Lincoln Arc Welder, Nema Class II AC-DC 220 Volt-Single Phase
- Steam Jenny, 220 Volt, Oil 384,000 BTU
- Tire Changer, Coats 10-10
- Wacker 20" Plate Compactor with Kohler engine
- Safe 28" x 38" x 26" on wheels
- Dayton Power Pro Standby Generator, natural gas with Tecumseh Engine
- Air-Conditioner A-Coil & Furnace
- 3-Ton chain fall
- Police car divider
- Waterous floating pump
- Wacker Jumping Jack Compactor
- 4 Porta Powers
- Telescoping Transmission Jack, 1,000 lb Capacity
- 4 ½" Band Saw on stand
- 3-Yard Salt Box and Spreader – Swenson
- Tires: 3 225-70R 19.5, 1 235-85R16 Tire and Rim
- 4 light bars
- 2 chainsaws
- 2 boxes of miscellaneous wires, mounts, & controls for police cars

Police Department

- Bicycles:
 - Roadmaster MT Fury #SWFSD04D51745, red/blue
 - Mongoose Outerlimit #SNFSD10E26067, blue
 - Magna Glacier Point #4819107, red
 - Mongoose Crossway 250 #M7A110073, green
 - Huffy Backwater #K6628--98581, black
 - Mongoose Boiler Pro #FC10021575, blue
- Bolens 4HP Lawnmower 22" Cut #0509155132674
- Lawn mower snow plow, unknown make
- Silver Street Craze Scooter
- 7 Car partitions for Ford or Chevy
- 4 Desks
- 3 Filing Cabinets wall mounts
- Magnavox TV Model 20B1-02
- 2009 Chevy Impala Vin#2G1WS57M491118573, 100,330 miles, white
- 2010 Chevy Impala Vin#2G1WD5EM4A1221302, 78,295 miles, white

Storm Water Board members' term expiration date:

Councilwoman Biancardi made a motion that the Town appoints her term on the Storm Water Board to expire on December 31, 2016, Raymond Poparad's term to expire December 31, 2017 and Marcus Rogala's term to expire December 31, 2018. Councilman Bozak seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Nay. **Motion passed.**

Good of the Order of the Community:

Councilwoman Biancardi reminded everyone the Town Auction is July 23rd, Town Rummage Sale is July 29th & July 30th, Movie Night is August 6th, and Town Picnic is August 21st from 1:00 p.m. to 4:00 p.m.

Councilwoman Biancardi informed the Council that in April the Town accepted the infrastructure for the Village in Burns Harbor Subdivision Phase 4A conditioned on the street department knowing all the lights were functioning and receiving a maintenance bond. The Town has not received a maintenance bond and or heard anything on the lights. I continue to

Burns Harbor Town Council
Regular Meeting
July 13, 2016

correspond with the engineer and the Town should have those things by the first of next week. I would like to direct the Town Attorney to give them a call tomorrow and encourage them to make sure this happens. Attorney Patton stated we didn't accept the phase we accepted it conditioned upon certain things. Council's consensus was to have Attorney Patton assist in this matter without spending too much time.

Councilwoman Biancardi informed the Council that the Planning Commission at their Monday night meeting put a stop work order on Trail Creek Subdivision. In June, their letter of credit was set to expire. In May, they asked for it to be extended. The Board extended it with the understanding that we would receive the extended letter prior to June first. The Town has not received the letter of credit as of today. Building Commissioner Arney informed the Council that a stop work order was issued at eight o'clock this morning

Councilman Bozak informed the Council that with all the things going on, our police department has purchased body cameras that will be in by the beginning of next month. They will document what is going on. It is a scary time to be a police officer right now and we want to support our men on the street.

Fire Chief Arney informed the Council that the Town's share of the FEMA grant is \$11,319.40. I have that invoice and am preparing it for the Clerk-Treasurer to pay. With this grant, we purchased air packs. Since Town of Beverly Shores was not able to obtain a grant, I would request we donate twelve of our old packs with air bottles and face pieces to the Beverly Shores Fire Department. Councilman Hull made a motion that the Town donates twelve air packs, with air bottles and face pieces to the Town of Beverly Shores Fire Department. Councilman Bozak seconded the motion. Councilwoman Biancardi asked you have enough for all of your department with the new purchase. Fire Chief Arney stated yes, plus I am keeping six of them for when we do flash over training so we don't damage our new packs so soon. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Abstain. **Motion passed.**

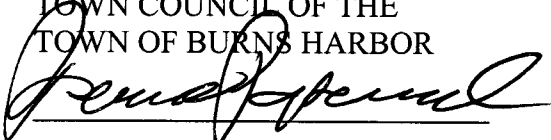
Burns Harbor resident, Gene Weibl of Castle Street asked the department reports be reviewed in the public meeting.

Burns Harbor resident, Sarah Oudman of Clifford Way thanked the Fire and Police Departments for their quick response to the Village subdivision fire. Brad Enslen of Sherman Avenue also, thanked the departments for the response and investigation of the fire.

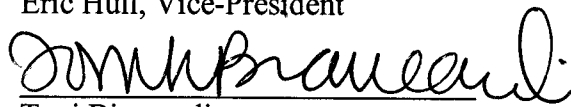
Councilman Bozak made a motion that we adjourn. Councilwoman Biancardi seconded the motion. Councilwoman Biancardi – Aye, Councilman Bozak – Aye, Councilman Hull – Aye, Councilman Poparad – Aye, Councilman Rogala – Aye. **Motion passed.**

There being no further business to discuss, the meeting concluded at 8:05 p.m.

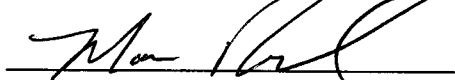
TOWN COUNCIL OF THE
TOWN OF BURNS HARBOR


Raymond Poparad, President

Eric Hull, Vice-President


Toni Biancardi

Andrew Bozak


Marcus Rogala

ATTEST:

Burns Harbor Town Council
Regular Meeting
July 13, 2016

A handwritten signature in cursive script, reading "Jane M. Jordan", written over a horizontal line.

Jane M. Jordan, IAMC, MMC, CPFA
Clerk-Treasurer